AUSA: Robert S. Ruff

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

26 Mag. 4862

UNITED STATES OF AMERICA

v.

MIGUEL ROSARIO,

Defendant.

COMPLAINT

Violation of 21 U.S.C. § 846

COUNTY OF OFFENSE:
BRONX

SOUTHERN DISTRICT OF NEW YORK, ss.:

Carlos Lozada, being duly sworn, deposes and says that he is a Detective with the New York City Police Department ("NYPD"), and charges as follows:

COUNT ONE
(Conspiracy to Distribute Narcotics)

1. From at least in and around April 2026 to on or about November 16, 2026, in the Southern District of New York and elsewhere, MIGUEL ROSARIO, the defendant, and others known and unknown, knowingly and intentionally combined, conspired, confederated, and agreed together and with each other to violate the controlled-substance laws of the United States.

2. It was a part and an object of the conspiracy that MIGUEL ROSARIO, the defendant, and others known and unknown, would and did distribute and possess with intent to distribute controlled substances, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substances involved in the offense were (i) 400 grams and more of mixtures and substances containing a detectable amount of fentanyl; and (ii) 280 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," in violation of Title 21, United States Code, Section 841(b)(1)(A).

(Title 21, United States Code, Section 846.)

The bases for my knowledge and for the foregoing charges are, in part, as follows:

4. I am a Detective with the NYPD, and I have been personally involved in the investigation of this matter. This affidavit is based on my personal observations, my examination of reports and records, and my conversations with law enforcement agents and others. Because this affidavit is being submitted for the limited purpose of establishing probable cause, it does not include all the facts that I have learned during the course of my investigation. Where the contents of documents and the actions, statements, and conversations of others are reported herein, they are reported in substance and in part, except where otherwise indicated.

5. Based on my personal observations, my examination of reports and records, and my conversations with law enforcement agents and others, I have learned the following, among other things:

a. The NYPD has been investigating a group of drug dealers operating in the Bronx, New York, who distribute significant quantities of, among other things, fentanyl and crack cocaine, including both small quantities for individual-use to street customers and wholesale quantities to other drug distributors.

b. In the course of that investigation, on or about April 23, 2026, an undercover officer ("UC-1"), purchased fentanyl from MIGUEL ROSARIO, the defendant. In particular, UC-1 placed a call to another member of the defendant's drug organization ("CC-1") and asked to purchase $2,000 of fentanyl packaged for further sale. CC-1 offered to provide UC-1 44 bundles—that is, 44 smaller packages of smaller quantities of fentanyl subdivided for street-level sales—in exchange for $2,000, and directed UC-1 to a particular building in the Bronx. When UC-1 arrived, CC-1 told UC-1 that CC-1 would send a person with the drugs. Shortly thereafter, ROSARIO arrived, gave 44 bundles of what was later laboratory tested and confirmed to contain fentanyl to UC-1, and collected the buy money.

c. On or about November 16, 2026, members of law enforcement and I were executing a search warrant issued by the Honorable Sarah L. Cave, United States Magistrate Judge for the Southern District of New York (the "Warrant"), for evidence of narcotics trafficking offenses at an apartment located in the Bronx, New York ("Apartment-1"). Apartment-1 is located next to the building where CC-1 sent UC-1 to conduct the above drug transaction.

d. While preparing to execute the Warrant, members of law enforcement approached the entrance to Apartment-1 and, at the landing in a stairwell leading to the floor of Apartment-1, observed ROSARIO leaving from the direction of Apartment-1, carrying a black plastic bag (the "Bag"). The door of Apartment-1 was open, and CC-1 was inside staring out at the members of law enforcement. Members of law enforcement detained ROSARIO and observed, inside the Bag, approximately 1,173 vials of a white, rocklike substance. Based on my training and experience, the type of packaging, and the appearance of the substance, I believe that the vials contain approximately 100 grams of crack cocaine. ROSARIO was placed under arrest.

WHEREFORE, I respectfully request that MIGUEL ROSARIO, the defendant, be imprisoned or bailed, as the case may be.

Carlos Lozada
Detective
New York City Police Department

in person

Sworn to me ~~through the transmission of this Complaint by reliable electronic means, pursuant to Federal Rule of Criminal Procedure 4.1~~, this 17th day of November, 2026.

THE HONORABLE GARY STEIN
United States Magistrate Judge
Southern District of New York